



PATENT  
Attorney Docket No. 06478.1478

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Bernhard NIESWANDT )  
Application No.: 10/051,168 ) Group Art Unit: 1644  
Filed: January 22, 2002 ) Examiner: M. Haddad  
For: MEDICAMENT FOR THE )  
PROTECTION AGAINST )  
THROMBOTIC DISEASES )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**DEPOSIT DECLARATION**

Sir:

I, Ulrich Kronthaler, Ph.D., do hereby declare:

1. I am a citizen of Germany.
2. I hold the position of Manager, Pharmacology/Toxicology, of Aventis Behring GmbH, Emil-von-Behring-Str. 76, D-35041 Marburg, Germany.
3. On information and belief, the cell culture disclosed in this application was deposited on 20 December 2000, under the provisions of the Budapest Treaty at Deutsche Sammlung Von Mikroorganismen und Zellkulturen GmbH (DSMZ), Mascheroder Weg 1b, D - 38124 Braunschweig, Germany, and assigned Accession No. DSM ACC 2487.
4. On information and belief, the Deutsche Sammlung Von Mikroorganismen und Zellkulturen GmbH (DSMZ) has acquired the status of International Depository

Authority within the meaning of the Budapest Treaty on the International Recognition of the Deposit of Microorganisms for the Purposes of the Patent Procedure.

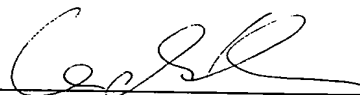
5. On information and belief, access to the deposited cell culture will be permitted during pendency of this patent application to those determined by the Commissioner to be entitled thereto under 37 C.F.R. § 1.14 and 35 U.S.C. § 1.22.

6. On information and belief, Aventis Behring GmbH will replace the deposited cell culture should it become non-viable during the period that extends thirty (30) years from the date of the deposit, or the period of the enforceable life of the patent, or the period of five years after the last public request for the deposit, whichever is longest.

7. On information and belief, and subject to 37 C.F.R. § 1.808(b), all restrictions imposed upon the availability to the public of the deposited cell culture will be irrevocably removed upon the granting of a patent on this invention.

8. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements might jeopardize the validity of the application or any patent issued therefrom.

Signed this 24<sup>th</sup> day of November 2003

  
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Ulrich Kronthaler, Ph.D.  
Manager, Pharmacology/Toxicology  
Aventis Behring GmbH